



REGISTRAR OF REGULATIONS

08 AUG -8 PM 3: 19

## **COMMONWEALTH of VIRGINIA**

### **Department of Health DIVISION OF SHELLFISH SANITATION**

109 Governor Street, Room 614-B  
Richmond, VA 23219

Ph: 804-864-7487

Fax: 804-864-7481

### **NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 034-208, MOORE AND HEALY CREEKS**

**EFFECTIVE 21 AUGUST 2008**

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §2.2-4002, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 034-208, Moore Creek and Vicinity," effective 6 October 2005, is cancelled effective 21 August 2008.
2. The "Notice and Description of Shellfish Area Condemnation Number 034-129, Healy Creek," effective 10 August 2006, is cancelled effective 21 August 2008.
2. Condemned Shellfish Area Number 034-208, shown as Sections A, B, C and D is established effective 21 August 2008. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these sections are shown on the map titled "Moore Creek and Vicinity, Condemned Shellfish Area Number 034-208, 21 August 2008" which is a part of this notice.
5. Seasonally Condemned Shellfish Area Number 034-208 shown as Sections M1 and M2 is hereby established, effective 21 August 2008, for the period August 21, 2008 through October 31, 2008, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It is unlawful for any person, firm or corporation to take shellfish from these areas during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Moore Creek and Vicinity, Condemned Shellfish Area Number 034-208, 21 August 2008" which is a part of this notice.
6. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

### **BOUNDARIES OF CONDEMNED AREA NUMBER 034-208**

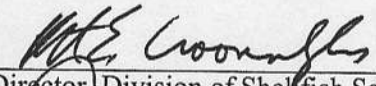
- A. The condemned area shall include all of Moore Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°32'09.7", -76°21'26.5") and map coordinate (37°32'10.0", -76°21'25.3").



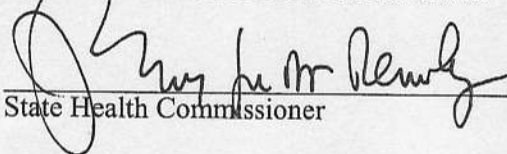
[www.vdh.virginia.gov/shellfish](http://www.vdh.virginia.gov/shellfish)

- B. The condemned area shall include all of Porpoise Cove lying upstream of a line drawn between latitude/longitude map coordinate (37°32'13.4", -76°21'11.1") and map coordinate (37°32'12.5", -76°21'10.1").
- C. The condemned area shall include all of Healy Creek and its tributaries lying upstream of a line drawn between latitude/longitude coordinates (37°32'17.1", -76°23'32.6") and (37°32'19.5", -76°23'28.8").
- D. The condemned area shall include all of Cores Creek and its tributaries lying upstream of a line drawn between latitude/longitude coordinates (37°32'22.4", -76°22'19.5") and (37°32'22.6", -76°22'18.4").
- M1. The condemned area shall include that portion of the Piakatank River lying inland of a line drawn between latitude/longitude map coordinate (37°32'10.0", -76°21'25.3"), map coordinate (37°32'09.5", -76°20'41.8"), and map coordinate (37°32'12.9", -76°20'41.9"), but excluding the area defined as Section B.
- M2. The condemned area shall include that portion of the Piakatank River lying inland of a line drawn between latitude/longitude map coordinate (37°32'19.8", -76°20'23.1") and map coordinate (37°32'29.5", -76°19'55.4").

Recommended by:

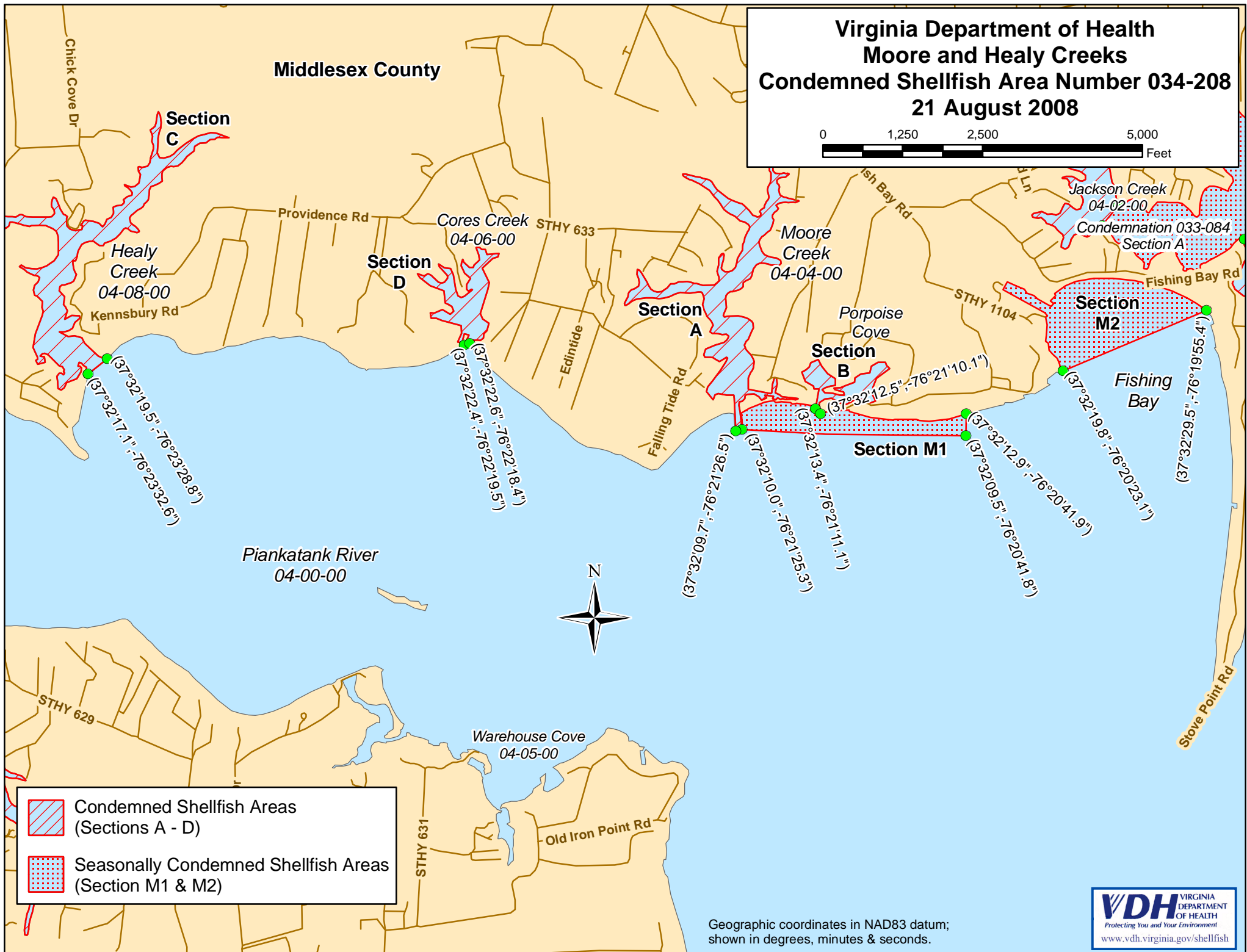
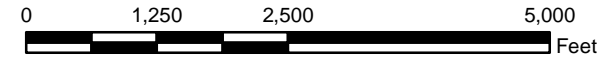
  
\_\_\_\_\_  
Director, Division of Shellfish Sanitation

Ordered by:

  
\_\_\_\_\_  
State Health Commissioner

8/7/06  
\_\_\_\_\_  
Date

**Virginia Department of Health**  
**Moore and Healy Creeks**  
**Condemned Shellfish Area Number 034-208**  
**21 August 2008**



- Condemned Shellfish Areas (Sections A - D)
- Seasonally Condemned Shellfish Areas (Section M1 & M2)

Geographic coordinates in NAD83 datum;  
 shown in degrees, minutes & seconds.